

NOV. 20. 2006 12:27PM

ZILKA-KOTAB, PC

RECEIVED
CENTRAL FAX CENTER

NO. 4846 P. 2

NOV 20 2006

Practitioner's Docket No. NAI1P089/00.175.01

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Peter T. Dinsmore et al.

Application No.: 09/836,214

Group No.: 2131

Filed: April 18, 2001

Examiner: Laforgia, Christian A.

For: SYSTEM AND METHOD FOR REUSABLE EFFICIENT KEY DISTRIBUTION

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
(37 C.F.R. § 41.31)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed July 24, 2006, for a second time rejecting claims 1-9, 11-15, 17-21, 28-30 and 38-41.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

CERTIFICATION UNDER 37 C.F.R. § 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is *mandatory*;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

with sufficient postage as first class mail.

37 C.F.R. § 1.10*

as "Express Mail Post Office to Addressee"

Mailing Label No. (mandatory)

TRANSMISSION

facsimile transmitted to the Patent and Trademark Office, (571) 273-8300.

Date:

11/20/2006

Signature

April Skovmand

April Skovmand

(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Notice of Appeal from the Primary Examiner to Board—page 1 of 2

BEST AVAILABLE COPY

11/22/2006 AMNDADF1 00000109 501351 09836214

500.00 DA
120.00 DA
01 FC:1401
02 FC:1251

NOV 20 2006

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 41.20(b)(1), the fee for filing the Notice of Appeal is:

Other than a small entity \$500.00

Notice of Appeal fee due \$500.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for one month:

Fee \$120.00

If an additional extension of time is required, please consider this a petition therefor.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$500.00

Extension fee \$120.00

TOTAL FEE DUE \$620.00

5. FEE PAYMENT

Authorization is hereby made to charge the amount of \$620.00 to Deposit Account No. 50-1351(Order No.NA11P089).

Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 50-1351(Order No.NA11P089).

Date: 11/20/06

Reg. No.: 41,429

Tel. No.: 408-971-2573

Customer No.: 28875

Signature of Practitioner

Kevin J. Zilka

Zilka-Kotab, PC

P.O. Box 721120

San Jose, CA 95172

Notice of Appeal from the Primary Examiner to Board—page 2 of 2